

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

USA

v.

Criminal No. 07-cr-69-01-SM

Ryan Cheney

ORDER

Re: Document No. 18, (construed as) Motion for Transcript at
Government Expense

Ruling:

Denied. Defendant seeks a copy of the "record of proceedings" in his criminal case, in anticipation of filing a motion for relief under 28 U.S.C. ss 2255. The clerk shall provide defendant with a copy of the docket sheet pertaining to defendant's case. To the extent defendant actually seeks a free transcript of his guilty plea hearing and sentencing hearing, that motion is denied. The motion does not articulate any specific need for a transcript, but merely suggests that defendant would like to review a transcript in the hope of identifying issues to be raised in a Section 2255 petition. A transcript provided at government expense is not available under such circumstances. See, e.g. *Ellis v. State of Maine*, 448 F.2d 1325, 1327 (1st Cir. 1971); 28 U.S.C. ss 753(f).

/s/ Steven J. McAuliffe
Steven J. McAuliffe
Chief Judge

Date: March 20, 2008

cc: Ryan Cheney, pro se